IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3303 OF 2003
IN
INCOME TAX APPEAL (LDG.) NO. 1086 OF 2003

The Commissioner of Indocme-tax,
Mumbai. ... Appellant.

V/s.

M/s.Paville Fashions P.Ltd.,
Mumbai. ... Respondent.

A.D.Kango for the appellant.

F.B.Andhyarjuna, senior counsel with Ms.R.M. Sidhwa for the respondent.

CORAM : DR.S.RADHAKRISHNAN and V.C.DAGA, JJ.

DATED : 9th April 2007.

P.C.:

. Heard learned counsel for the appellant and learned counsel for the respondent.

2. By this notice of motion, appellant seeks to condone delay of 91 days in filing appeal.

3. Perused notice of motion and affidavit in support thereof. For the reasons stated therein sufficient cause is made out for condoning delay in filing appeal. There is no case of inaction, negligence or want of bonafide on the part of the appellant. Hence notice of motion is made absolute in terms of prayer clause (a).

(V.C.DAGA J.) (DR.S.RADHAKRISHNAN,J.)